

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
DELTA DIVISION**

UNITED STATES OF AMERICA,

VS.

CRIMINAL ACTION NO. 4:06CR124-P-B

**CHARLES BARRETT MERRILL,
WILBUR TYRONE PEER,
ERWIN DAVID RABHAN,
JIMMY WINEMILLER, AND
WILLIAM MITCHELL WINEMILLER,**

DEFENDANTS.

ORDER

This matter comes before the court upon counsel for Defendant Charles Barrett Merrill's Response to the Court's Order of September 25, 2007 and Request for Change of Trial Date [146]. After due consideration of the request, the court finds that it should be denied.

IT IS THEREFORE ORDERED AND ADJUDGED that Defendant Charles Barrett Merrill's Response to the Court's Order of September 25, 2007 and Request for Change of Trial Date [146] is **DENIED**.

SO ORDERED this the 2nd day of October, A.D., 2007.

/s/ W. Allen Pepper, Jr.
W. ALLEN PEPPER, JR.
UNITED STATES DISTRICT JUDGE